

SIKKIM



GOVERNMENT

GAZETTE

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**SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
NAMNANG, GANGTOK, SIKKIM, 737101**

BULLETIN PART-II

No. 01

Monday

21st September, 2020

ORDER OF THE HON'BLE SPEAKER

The Order of the Hon'ble Speaker *in the matter of Disqualification of 10(Ten) Members of the Tenth Sikkim Legislative Assembly under Article 191(2) and Para 2(1)(a) r/w 6(1) of the Tenth Schedule of the Constitution of India* is reproduced below:

"Ten (10) MLAs namely Mr. D.T. Lepcha, Mr. Ugen T. Gyatso, Mr. N.K. Subba, Mr. D.R.Thapa, Mr. K.S.Lepcha, Mr. K.B.Rai, Mr. Pintso N. Lepcha, Mr. T.T.Bhutia, Ms. Farwanti Tamang and Ms. Raj Kumari Thapa of Sikkim Democratic Front (Legislature Party) have submitted documents before the Speaker, Sikkim Legislative Assembly on 22/11/2019 stating that having duly comprised of 2/3rd Members have merged with the Bharatiya Janta Party (Legislature Party).

Therefore with powers conferred upon the Speaker of the 10th Sikkim Legislative Assembly under paragraph 6(1) of the Tenth Schedule of the Constitution of India r/w clauses 8 and 9 of the Member of Sikkim Legislative Assembly (Disqualification on Ground of Defection Rules, 1985 their petition is found satisfactory in the interest of the established anti-defection law and thus the merger is hereby accepted.

Further the provisions of paragraph 2 (1)(a) of the Tenth Schedule of the Constitution of India i.e. disqualification on the ground of defection if he has voluntarily given up his membership of such political party shall not be attracted upon them.

Consequent upon this decision seats are hereby allotted to the Members along with the Members of Bharatiya Janta Party (Legislature Party)."

**Dr. Gopal Pd. Dahal, SLASS,
Secretary.**